## UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

UNITED KISER SERVICES, LLC

and

Cases 30-CA-18129

NORTHERN WISCONSIN REGIONAL COUNCIL OF CARPENTERS

CONSTRUCTION & GENERAL LABORERS UNION, LOCAL 1329

and

30-CB-05352

NORTHERN WISCONSIN REGIONAL COUNCIL OF CARPENTERS

## ORDER<sup>1</sup>

Respondent Construction & General Laborers Union, Local 1329's (Respondent Laborers Union) motion for summary judgment is denied. Respondent Laborers Union has failed to establish that there are no material issues of fact and that it is entitled to judgment as a matter of law.

This denial is without prejudice to Respondent Laborers

<sup>&</sup>lt;sup>1</sup> Effective midnight December 28, 2007, Members Liebman, Schaumber, Kirsanow, and Walsh delegated to Members Liebman, Schaumber, and Kirsanow, as a three-member group, all of the Board's powers in anticipation of the expiration of the terms of Members Kirsanow and Walsh on December 31, 2007. Pursuant to this delegation, Chairman Liebman and Member Schaumber constitute a quorum of the three-member group. As a quorum, they have the authority to issue decisions and orders in unfair labor practice and representation cases. See Sec. 3(b) of the Act.

Union right to renew its arguments before the administrative law judge at the hearing.

Dated, Washington, D.C., March 31, 2009.

WILMA B. LIEBMAN, CHAIRMAN

PETER C. SCHAUMBER, MEMBER